

Message Text

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70

ACTION IO-14

INFO OCT-01 AF-10 ARA-16 ISO-00 ABF-01 OMB-01 TRSE-00 SS-20

NSC-07 SP-03 CIAE-00 INR-10 NSAE-00 RSC-01 H-03 L-03

EA-11 EUR-25 NEA-10 DRC-01 /137 W

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R 092246Z APR 74

FM USMISSION USUN NY

TO SECSTATE WASHDC 3443

INFO AMEMBASSY SANTO DOMINGO

AMEMBASSY BANGUI

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EO 11652

TAGS: UN

SUBJECT: ARTICLE 19 AT UNGA SPECIAL SESSION

REF: USUN 1189

1. WHEN 6TH SPECIAL SESSION CONVENED AT 3 PM 9 APRIL, ONLY DOMINICAN REPUBLIC AND CERNTAL AFRICAN REPUBLIC HAD MORE THAN TWO YEARS OF ARREARAGES AND WERE THUS SUBJECT TO LOSS OF VOTE UNDER ART 19. UN LEGAL COUNSEL SUY WHO HAS BEEN PLAYING USEFUL ROLE IN MAINTAINING INTEGRITY OF ART 19 AS TO REGULAR BUDGET ASSESSMENTS, WAS INSTRUMENTAL IN PRODUCING SYG LETTER DATED 9 APRIL (TEXT AT END THIS MESSAGE) INFORMING GA PRESIDENT BENITES THAT CAR AND DR ARE IN ARREARS UNDER ART 19, AND THAT CAR WOULD NEED TO MAKE A MINIMUM PAYMENT OF \$42,465 AND DR\$60,354 IN ORDER TO REDUCE ARREARS BELOW ART 19 LEVEL. IN DISCUSSING BEFORE THE SESSION OPENDED THE THE TREATMENT BENITES WOULD ACCORD THIS MATTER, SUY TOLD MISOFF OF HIS CONCERN THAT BENITES SHOULD AVOID REFERRING TO LOSS OF VOTE IN SO "PROVOCATIVE" A MANNER AS MIGHT STIMULATE AN IMMEDIATE MOVE FOR EXCULPATION, ESPECIALLY BY CAR NEIGHBORES, AND WHICH COULD EVEN LEAD TO BYPASSING COMMITTEE ON CONTRIBUTIONS

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REPORT ON AN EXCULPATION PROPOSAL NOTWITHSTANDING

GA RULE OF PROCEDURE 160. MISOFF SUGGESTED DESIRABILITY OF AVOIDING ON AN EXCULPATION MOTION SINCE LATTER INVOLVED LIKELIHOOD OF CONFRONTATION BETWEEN "RICH AND "POOR" AND OVERWHELMING ADOPTION EXCULPATORY MOTION WITH DEFEAT OF US VIEWS THUS MARKING OPENING OF SPECIAL SESSION, SUY SAID HE THOUGHT BEST COURSE WOULD BE FOR PRESIDENT MERELY TO ANNOUNCE HE HAD BEEN INFORMED BY SYG OF CAR AND DR ARREARS WITHIN THE MEANING OF ART 19 BUT NOT RPT NOT GOING ON TO STATE THE LEGAL CONSEQUENCE THAT THE TWO STATES WOULD LOSE THE RIGHT TO VOTE PENDING PAYMENT. MISOFF AGREED.

3. BENITES DEALT WITH THE MATTER AT THE OPENING OF THE SPECIAL SESSION FOLLOWING THE APPOINTMENT OF THE CREDENTIALS COMMITTEE. HE REFERRED TO THE SYG'S LETTER (A/9547) AND SAID MERELY THAT CAR AND DR CAME WITHIN THE TERMS OF ART 19. HE ASKED FOR NO OBSERVATIONS AND THERE WERE NONE.

4. MEANWHILE, WE HAVE SPOKEN TO UN'S OFFICE OF THE TREASURER WHICH HAS IN TURN BEEN IN TOUCH WITH UN RESREP IN SANTO DOMINGO TO MAKE URGENT REQUEST FOR PAYMENT. AS TO CAR, WE KNOW SEPARATELY THAT SUY INTENDS TO DISCUSS CAR ARREARS WITH CAR FORMIN WHO IS EXPECTED TO BE AT THE SPECIAL SESSION. WHILE DR ABSENTED ITSELF FROM SEPCAIL SESSION OPENING, CAR REPS WERE IN THEIR SEATS. WE BELIEVE IT WOULD BE INTENTION OF SECRETARIAT NOT TO INCLUDE CAR AND DR IN ANY VOTING THAT MIGHT EVENTUALLY TAKE PLACE AT THE SPECIAL SESSION; THIS WILL HAVE TO BE CHECKED IF VOTING POSSIBILITY SEEMS LIKELY TO DEVELOP.

4. TEXT OF SYG'S LETTER (A/9547) READS
BEGIN UNCLASSIFIED

SCALE OF ASSESSMENTS FOR THE APPORTIONMENT OF THE EXPENSES OF THE UNITED NATIONS
LETTER DATED 9 APRIL 1974 FROM THE SECRETARY - GENERAL TO THE PRESIDENT OF THE GENERAL ASSEMBLY

AT THE PRESENT TIME TWO MEMBER STATES, NAMELY THE CENTRALAFRICAN REPUBLIC AND THE DOMINICAN REPUBLIC, ARE IN ARREARS IN THE PAYMENT OF THEIR CONTRIBUTIONS TO THE LIMITED OFFICIAL USE

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UNITED NATIONS REGULAR BUDGET WITHIN THE TERMS OF ARTICLE 19 OF THE CHARTER, WHICH PROVIDES AS FOLLOWS:
"A MEMBER OF THE UNITED NATIONS WHICH IS IN ARREARS IN THE PAYMENT OF ITS FINANCIAL CONTRIBUTIONS TO THE ORGANIZATION SHALL HAVE NO VOTE IN THE GENERAL ASSEMBLY IF THE AMOUNT OF ITS ARREARS EQUALS OR EXCEEDS THE AMOUNT OF THE CONTRIBUTIONS DUE FROM IT FOR THE PRECEDING TWO FULL YEARS. THE GENERAL ASSEMBLY MAY, NEVERTHELESS, PERMIT SUCH A MEMBER TO VOTE IF IT IS

SATISFIED THAT THE FAILURE TO PAY IS DUE TO CONDITIONS BEYOND
THE CONTROL OF THE MEMBER."
THE MINIMUM PAYMENT REQUIRED FROM EACH OF THE TWO MEMBER STATES
CONCERNED IN ORDER TO REDUCE ITS ARREARS TO THE UNITED
NATIONS REGULAR BUDGET BELOW THE GROSS CONTRIBUTIONS DUE
FROM IT TO THAT ACCOUNT FOR THE PRECEDING TWO FULL YEARS
(1972-1973) IS INDICATED BELOW:

(UNITED STATES DOLLARS)

CENTRAL AFRICAN REPUBLIC.....	42,465
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\$9.8,8:-, 4307?)8:.....	60,354
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END UNCLASSIFIED

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INTERNATIONAL ORGANIZATIONS, FINANCIAL CONTRIBUTIONS, SUFFRAGE
Control Number: n/a
Copy: SINGLE
Draft Date: 09 APR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974USUNN01196
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740081-0926
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740453/aaaabwsp.tel
Line Count: 127
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: USUN 1189
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 01 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <01 JUL 2002 by cunninfx>; APPROVED <06-Aug-2002 by MorefiRH>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ARTICLE 19 AT UNGA SPECIAL SESSION
TAGS: PFOR, AORG, DR, CT, UN
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005